IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

Bail Appl..No. 2916 of 2007()

CRIME NO.296/2007 OF KAYAMKULAM POLICE STATION

: PETITIONERS/ACCUSED 1-2.

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1. PEETHAMBARAN, PALACKAVIL VADAKKATHIL, KAPPILMEKKUM MURI, KRISHNAPURAM VILLAGE.

2. VIJAYAN, PALACKAVIL VADAKKATHIL, KAPPILMEKKUM MURI, KRISHNAPURAM VILLAGE.

BY ADV. SRI.P.SREEKUMAR
SRI.K.S.MANU (PUNUKKONNOOR)

RESPONDENTS: COMPLAINANT.

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1. SUB INSPECTOR OF POLICE, KAYAMKULAM POLICE STATION ALAPPUZHA DISTRICT.

2. STATE OF KERALA REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 2916/2007

Dated this 23rd day of May, 2007

O R D E R

Petitioners who are accused Nos. 1 and 2 in Crime No.296/2007 of Kayamkulam Police Station for offences punishable under Sections 324 and 326 IPC read with section 34 I.P.C., seek anticipatory bail. The occurrence took place on 1.5.2007.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their applications for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioners shall surrender before the investigating officer on any day between 29-5-2007 and 31-5-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioners shall thereafter be produced on the same day before the

Magistrate who shall consider their applications for regular bail preferably on the same date on which such applications are filed.

The application is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs